

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of:)	
)	
John F. BOYLAN et al.)	Group Art Unit: 3731
)	
Application No.: 10/764,841)	Examiner: Ryan J. Severson
)	
Filed: January 26, 2004)	Confirmation No.: 9783
)	
For: NITINOL ALLOY DESIGN FOR)	<u>Via EFS-WEB</u>
SHEATH DEPOLYABLE AND)	
RE-SHEATHABLE VASCULAR)	
DEVICES)	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

REQUEST FOR ORAL HEARING

Under the provisions of 37 C.F.R. § 41.47(b), Appellants request an oral hearing. This request is timely since it is made within two-months of the mailing date of the Examiner's Answer, December 29, 2008.

The fee of \$1,080.00 is submitted herewith.

Please grant any extensions of time required to enter this request and charge any additional required fees to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: December 29, 2008

By: Jennifer R. Leach
Jennifer R. Leach
Reg. No. 54,257